

## Big Sandy News

FRIDAY, March 16, 1896.



THEIR DAY OFF.

In the New England village of Goshen, the law keeps the ladies from working;

When elections are held, they tell ladies good-bye, And go out walking or houghton;

Insure with Wallace, Life, Fire, Accident, etc. Office near depot.

Order Box of Sullivan's.

Quick work at Spencer's millery.

Seed Potatoes at Sullivan's.

Go to Spencer's for photos.

Gloves at Sullivan's.

"Fitch" for sale at Conley's.

Swifts Good Beef at Sullivan's.

Spencer will make your photo.

Fresh Bread at Sullivan's.

Spencer at D. M. Jones' old stand.

Pure Maple Syrup at Sullivan's.

Print right, pictures right at Spencer's.

A nice lot of Queenwicks at Sullivan's.

The finest line of candles, towels and mats in town is at Conley's.

We regret to chronicle the illness of Mrs. Buck Crutcher.

Special Prices on Canned Goods at Sullivan's.

Groceries (Fruit) and James Park have traded city property.

Country Potatoes from a house at Sullivan's.

Mrs. Emma Clegg had the Triangle at a great Saturday evening.

Born, Sunday morning, to F. H. Yates and wife, a fine daughter.

Tomorrow will be St. Patrick's Day, and it has looked like it all the week.

Mr. Sam Lowe and family are occupying the Sullivan block as a residence.

Mrs. Frank Wallace, Jr., is improved after a bad attack of tonsilitis.

Mrs. Billy Shannon and Mrs. H. Vaughan are on the list of our sick this week.

Amelia Aller has been adjudged insane and sent to the asylum at Lexington.

The social at Mrs. Burke's for the benefit of Rev. Mr. Grimes was well attended.

Zeb Hutton has moved into one of Charles Crutcher's houses on Locust Avenue.

Miss Henderson Hale, who has been very sick for a few weeks, is not very much improved.

A slide on the O. & R. S. cared No. 22 to be delayed about two hours Thursday morning.

County Court is in next Monday. A short special session was held by Monday, but little was done.

Richard Wilson, of this place, has accepted a position with the Roberts, Ferguson & Company, in Virginia.

E. J. Coleman, Eye Sight Specialist, of New York, will be at the Hotel Brunswick, Louisa, Ky., March 27, 28, and 29.

P. H. Vaughan, of Johnson county, and 17 home-makers from that region passed through Louisa Tuesday bound for Minnesota.

Mrs. William Weston, of Fallside, died at that place Saturday. She was a daughter of Thomas Collingsworth, deceased.

A Chillicothe whisky man enriches the city treasury of Louisa \$12,500 a week. Chase, metal sales in a local option town.

The families of Sam Broome and William Ferguson, whose intended removal was noticed last week, have gone to Moneta, Virginia.

Conductor Ridgway, of the Lexington division, was, on the Big Sandy run a few days ago, Mrs. was "Counting" up \$600.

A letter from Mrs. Jessie Koen, now, also she has built a new residence at Long Beach, on the Pacific coast, and is delightedly situated.

C. C. Stump, of Barboursville, 31 years old, father of John Stump, of Galing, died Friday afternoon, and was buried at Kavanaugh Cemetery.

Elbert Shannon has moved into the Main street property recently purchased by him, and Pauline now occupies the residence vacated by Mr. Shannon.

Rosemary Thompson, a lad about 12 years old, died at the residence of his uncle, Mark Thompson, on Locust Avenue, Tuesday night of heart trouble. The body was taken to Mill Creek, Wayne county, for burial.

The new whistle you hear sometimes between the hours of the weather you don't know it's on the big electric engine at the bridge. But wait, as bus breaths retarded such the work, but that's all that keeps him back.

D. C. Rice, one of the business men of Rio, W. Va., is opening a general merchandise store in Fort Guy. He is one of the best and most popular young men in Wayne county, and his return from Rio, where he will bring him much business.

Pharrah Osborne, of Echo, W. Va., is opening a general merchandise store in Fort Guy. He is one of the best and most popular young men in Wayne county, and his return from Rio, where he will bring him much business.

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The regular session of the Kentucky Legislature adjourned at 12 o'clock on Tuesday night of this week, and at that hour the Governor called the body to meet in extra session at noon the following day. The following proclamation clearly sets forth the reasons for his action:

Commonwealth of Kentucky, Executive Department.—To the General Assembly: Under Section 8 of the Constitution of Kentucky, I, as Governor of the Commonwealth, call you to meet in extraordinary session at 12 o'clock, noon, Wednesday, March 14, 1896, for the consideration of the following subjects, now, as follows:

To hear such a tax as you may deem appropriate upon any corporation, association, company, or partnership or individual engaged in the business or occupation of compounding, mixing, adulterating or blending distilled spirits, known and designated as single-strength spirits.

I repeat the necessity of this call, but my reasons for it are so apparent to every member of the General Assembly that it is hardly necessary to explain. You have just passed, through a long and bitter contest over the passage of a revenue bill, and in that struggle the great mass of the people whose servants we are have received all to which they are justly entitled. In the revenue bill we have just passed in your regular session this one question has been the stumbling block and has been defeated at terrible and unnecessary great cost.

A Man of Weight.

Big "Boss" Sharpe, who died at his home on upper Main recently and quite a local reputation as a giant, he lacked only a little of being seven feet tall, and his weight weighed about 300 pounds. He lived a long life and weighed nearly five hundred pounds. Being admirably proportioned his great bulk was not at all noticeable.

He stayed at the brick hotel, next to the Masonic Temple, and was a prominent caller at the meetings of the Masonic Academy. The contrast between master and principal was rather striking.

It is sufficient to say that if the accused, by reason of the Taylor pardon, acquired any right under the constitution or Federal law, and at the next trial of his case that right having been specially set up and claimed could be denied by the highest court of the State such a question of the merit of any pardon can be reviewed here upon writ of error.

THE TWO CASES.

There were two of the cases, viz.: The Commonwealth of Kentucky vs. Caleb Powers, an original action, and the case of the Commonwealth of Kentucky vs. Caleb Powers, as appeal from the Circuit Court of the United States for the Eastern district of Kentucky. These are the cases in which the State of Kentucky has sought to secure the conviction of Caleb Powers on the charge of complicity in the murder of William Godsel, while Powers was once given the office of Secretary of State.

We do not perceive," says the court, "that any question arising out of the pardon could make a case under Section 441 for the reversal of the case from the State court."

As another point Justice Harlan said after citing similar cases decided by the Supreme Court, it must be noted that this court has jurisdiction upon writ of error to re-examine the final judgment of a subordinate State court denying a Federal right equally set up or claimed if under the fact that that court is the highest court of the State entitled to pass upon such claim of Federal rights.

The adjudged cases make it clear that whatever the nature of a civil or criminal proceeding in a State court it cannot be removed to a Federal court unless warrant thereto be found in some act of Congress.

The removal of this prosecution was based on Sections 441 and 442 of the Revised Statutes.

The committee of the Commonwealth is the decision of this court wholly precludes the suggestion that Section 441 authorizing the removal of this case into the Federal Court.

After sitting many cases the court arrives at the conclusion that the contention of the Commonwealth was correct. The court says at one point:

"We have not overlooked the suggestion that it is impossible for the accused to obtain a fair trial in the State Courts. The suggestion is in effect that there was deliberate perjury upon the part of the prosecution, to take the life of defendant under forms of law even if the facts had not established his guilt."

THE TAYLOR PARDON.

In discussing the case at length Justice Harlan indicated that after the final adjudication of the case it might come to the Federal court upon a writ of error, if the rights of the defendant should be denied.

Justice Harlan said that the question of the validity of the Taylor pardon could not be considered by the court here at this time, as, even if the pardon was valid, that would not be ground for transfer under forms of law even if the facts had not established his guilt.

THE JIM HOWARD CASE.

Former District Attorney W. M. Smith, who is counsel for James R. Howard, who is under sentence of life imprisonment for complicity in the murder of Gov. Wm. Goebel, said in referring to the status of the client's case in the United States Supreme Court:

"I am expecting a decision at any time now. Recently the court passed on my application in behalf of Howard, which is based on a writ of error, holding that the case did not involve a Federal question."

"I have cited additional authority to sustain my viewpoint, but, in the light of the decision in the case of Caleb Powers, I fear the court's decision will be against my client."

Many of our citizens, as well as friends of relatives and friends in Johnson and Floyd counties, pleasantly remember Mrs. Givens' home.

Miss Belle Vincent, of Danville, visited friends at this place Sunday.

Orville Miller visited his sister last week, Miss Ethel Children.

Misses Bell and Katie Kellard are visiting their sister, Miss Frank Children. They will return to their home in Danville, O., soon.

J. P. Gartin, R. A. M., had business with Flora Brewer, of Washington, D. C., Miller and William F. Conner last week. LaVerne was called off at midnight Friday for refreshment at Wash., and was home at 7:30 a. m. Saturday.

Pharrah Osborne, of Echo, W. Va., is opening a general merchandise store in Fort Guy. He is one of the best and most popular young men in Wayne county, and his return from Rio, where he will bring him much business.

The Baptist Aid met with Mrs. L. M. Copier. Twelve members were present. One new member was taken in, making the membership 28. After the business meeting, the guests were invited into the dining room where delicious shortbread and cake were served.

Louis Chapman, R. A. M., had business with Flora Brewer, of Washington, D. C., Miller and William F. Conner last week. LaVerne was called off at midnight Friday for refreshment at Wash., and was home at 7:30 a. m. Saturday.

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## EXTRA SESSION

Of the Legislature Called by Gov. Beckham.

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through a long and bitter contest over the passage of a revenue bill,

and in that struggle the great mass of the people whose servants we are have received all to which they are justly entitled. In the revenue bill we have just passed in your regular session this one question has been the stumbling block and has been defeated at terrible and unnecessary great cost.

Washington, March 12.—In an opinion by Justice Harlan, the Supreme Court this afternoon held that there was nothing shown in the case of Caleb Powers which warrants the Federal Court taking charge of it.

The case is remanded to the State courts, and Powers will be tried for the fourth time in the court in which he was three times convicted as an accessory before the fact of the murder of William Godsel. The justice was unanimous.

Justice Harlan said in his decision as to the Taylor pardon, "The petition for removal alleged that the Circuit Court and the Court of Appeals of Kentucky refused to recognize the pardon, thereby denying us defendant equal civil rights and equal protection of laws secured by the Constitution. Consequently no remedy was extended to him."

Mrs. Fred Marquis is visiting relatives in Canada.

Capt. John Dillard, of the N. & W., was here Monday.

G. W. Castle is attending the Johnson Circuit Court.

Mrs. Charley Abbott is in Floyd county visiting relatives.

Mrs. Lydia Butler, of Cynthiana, was here Sunday.

Col. Jay H. Northrop was in Paintsville several days this week.

Mrs. Dora Cook has returned from a long visit to the Blue Grass.

Dr. and Mrs. J. D. Biggs visited relatives in Greenup last week.

Mrs. Lucy Lockwood spent Sunday with her sister, Mrs. James O'Brien.

Floyd Brewer and Jay Spalding, Warfield young men, were here Saturday.

C. T. Reynolds, of Huntington, transacted business in Louisa Wednesday.

E. R. Fitch has been to Cincinnati to replenish his spring line of samples.

Miss Ada Johnson, of Whites Creek, was the guest of Miss Mollie Brown Sunday.

Miss Mollie McKee and Mollie Gaffin visited Mrs. John McCullough at Gulfport Sunday.

Dr. G. W. Wren was at Dowlas, Boyd county, Wednesday on professional business.

Mrs. Grace McCullough and daughter, Miss Jean, have returned from a short visit in Cincinnati.

Miss Emma Wallace, who is a student at Bardstown College, is home for a few days' visit.

Charley Johnson has entirely recovered and has returned to his home in Halleville, W. Va.

Mrs. Wayne Brantley and daughter, Miss Clara, have returned from a short visit in Cynthiana.

After a stay of several weeks, Mrs. Lucie Johnson and children have returned to Wilkensburg.

H. G. Burchett and little daughter, Leslie, were here from Huntington Friday, visits of Mr. and Mrs. G. R. Vining.

Mrs. W. S. Hardin and Mrs. Neil D. May came down from Prestonsburg Friday for a visit to Mrs. Hamilton Lacquer.

Mrs. Lucie Johnson, Mrs. C. H. Williamson and Mrs. Mary Hartman were to Pikeville Friday, returning the same day.

Dr. V. Y. Adkins, of Ashland, was in Louisa last week. The doctor at one time was a successful dentist in this place.

Mr. and Mrs. C. M. Freeman, of Ashland, were here Friday to see Mrs. Freeman's sister-in-law, Mrs. H. Williamson.

Mr. Winthrop Lakenan, U. S. Engineer at Chapman, has returned from Cincinnati where he had gone to attend the funeral of his brother, Mr. Henry Hoyt, who has been turned home. We are glad to have him with us again.

Miss Little John, Jr., called on her cousins, Elsie, Belinda and Linda John yesterday night.

Miss Pauline Hughes paid down creek Sunday.

Walter Crabb and wife paid home folks a visit last week.

Miss Little John called on